

FILED  
Clerk  
District Court

SEP 13 2005

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

LAW OFFICE OF  
**VICENTE T. SALAS**  
ATTORNEY AT LAW  
P.O. BOX 501309  
SAIPAN, MP 96950-1309  
Tel: (670) 234-3745/234-7427  
Fax: (670) 234-7256

*Attorney for:* Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS**

UNITED STATES OF AMERICA

CR-00-00018-001.

Plaintiff,

vs.

EPITACIO L. LUMACTOD

Defendant.

**DEFENDANT'S MOTION  
TO AMEND JUDGMENT  
FOR EARLY TERMINATION  
OF PROBATION TERM/  
EXHIBIT "A"**

Date: OCT 13 2005

Time: 9:00 AM

COMES NOW THE DEFENDANT, by and through his counsel, and hereby respectfully moves this court to amend this Court's judgment in the above-captioned matter by modifying defendant's probation period to allow for an early termination. In support thereof, defendant alleges as follows:

1. Judgment in the within-entitled matter was entered on May 3, 2002 and amended on August 6, 2003, to allow for a modification of supervision conditions.
2. That in said Judgment, as amended, defendant was sentenced to probation for a term of five (5) years (beginning May 2, 2002), a fine in the amount of \$30,000.00, payment of a \$100.00 assessment fee, costs of his supervision during the probationary period, and was further required to comply with all standard and special conditions of probation supervision.
3. That defendant has satisfactorily complied with all conditions and terms of supervision and has fully paid all fines, assessment fee and costs of supervision

**ORIGINAL**

1 in the amount of \$235.52 per month for 60 months. Proof of payment in full  
2 in the form of official receipts and a certificate of release of lien are attached  
3 to the Declaration of Eptacio L. Lumactod, attached hereto as Exhibit "A".

4 4. Prior to filing, a copy of the within-entitled motion was served on the United  
5 States Probation Office.

6 Wherefore, based on the foregoing, the defendant, by and through counsel,  
7 respectfully prays that the Judgment entered on May 3, 2002, be further amended to allow  
8 for an early termination of his probationary period.

9  
10 Respectfully submitted,

11  
12  
13 Date:

*Sep. 9, 2005*

14 By:

*Vicente T. Salas*  
Vicente T. Salas #F0126

LAW OFFICE OF  
**VICENTE T. SALAS**  
ATTORNEY AT LAW  
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*Attorney for:* Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS**

UNITED STATES OF AMERICA

CR-00-00018-001.

Plaintiff,

vs.

EPITACIO L. LUMACTOD

Defendant.

**DECLARATION BY DEFENDANT  
IN SUPPORT OF MOTION/  
EXHIBITS 1-3**

Date:

Time:

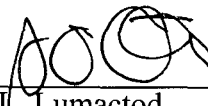
I, Epiteacio L. Lumactod, declare as follows:

1. I am the defendant in the above-captioned matter and make this declaration in support of my motion to amend the judgment in my case to allow for an early termination of my probation term.
2. That since the date of judgment, I have fully and satisfactorily complied with all the standard and special terms and condition of my probation.
3. That I have fully paid all fines, assessments and costs of supervision as shown in the attached true and correct copies of receipts, marked as Exhibits "1" and "2."
4. That the monetary payments required by the judgment in the above-entitled case have all been satisfied and a release of lien has been filed of record, as indicated by the Certificate of Release of Lien, a copy of



1 which is attached hereto as Exhibit "3."

2 I declare under penalty of perjury that the foregoing statements are true and  
3 correct and based on my own personal knowledge and that this declaration was executed on  
4 September 09, 2005 at Saipan, Commonwealth of the Northern Mariana Islands.

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7 \_\_\_\_\_  
8 Epitacio L. Lumactod  
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AO 82  
(Rev. 08/01)

ORIGINAL

RECEIPT FOR PAYMENT  
UNITED STATES DISTRICT COURT  
DISTRICT OF THE NORTHERN MARIANA ISLANDS

7264

RECEIVED FROM: EPITACIO L. LUMAGTODP.O. BOX 503800SAIPAN, MP 96950CASE NUMBER OR OTHER REFERENCE  
CR-00-00018-001

FUND	
6855	Deposit Funds
	Registry Funds
086900	Filing Fees
322350	Cpy Fees
322360	Miscellaneous Fees
092037	Noticing Fees
143500	Interest Deposits to U.S.
323800	Recovery - Court Costs
504100	Crime Victims Fund
507310	U.S. Trustee System Fund
106000	Forfeitures of Unclaimed Monies

\* Last two digits same as last two digits of DO symbol

ACCOUNT	AMOUNT	
504100	2426	18
TOTAL	2426	18

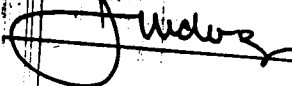
FINE

Check and drafts are accepted subject to collection  
and full credit will only be given when the check or  
draft has been accepted by the financial institution  
on which it was drawn.

DATE	CASH	CHECK	M.O.	CREDIT
04/26/2005		✓		

# 11306

DEPUTY CLERK



EXHIBIT

11

ORIGINAL

AO 82  
(Rev. 08/01)

**RECEIPT FOR PAYMENT  
UNITED STATES DISTRICT COURT  
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

7281

RECEIVED FROM: EPITACIO L. LUMACTOD  
P.O. BOX 503800  
SAIPAN, MP 96950

CASE NUMBER OR OTHER REFERENCE		ACCOUNT	AMOUNT	
<u>CR-00-00018-001</u>		<u>50400</u>	<u>14,131</u>	<u>20</u>
FUND				
6855 *	Deposit Funds			
	Registry Funds			
086900	Filing Fees			
322350	Copy Fees			
322360	Miscellaneous Fees			
092037	Noticing Fees			
143500	Interest Deposits to U.S.			
323800	Recovery - Court Costs			
504100	Crime Victims Fund			
507310	U.S. Trustee System Fund			
106000	Forfeitures of Unclaimed Monies			
TOTAL		<u>\$14,131.</u>	<u>20</u>	

\* Last two digits same as last two digits of DO symbol

COST OF SUPERVISION (235.52 X 60 MONTHS)PAID IN FULL (\$14,000.00 CASH / \$131.20 CHECK)

*Check and drafts are accepted subject to collection  
and full credit will only be given when the check or  
draft has been accepted by the financial institution  
on which it was drawn.*

DATE	CASH	CHECK	M.O.	CREDIT
<u>05/05/2005</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DEPUTY CLERK

M. J. Q. C.

#11322



**COPY of**  
Original Filed  
on this date

MAY 25 2005

Clerk  
District Court  
for The Northern Mariana Islands

FILE 05-1544

'05 MAY 24 12:22

13 44

BOOK

CONFIRMED

DEPARTMENT OF JUSTICE

**CERTIFICATE OF RELEASE OF LIEN  
IMPOSED PURSUANT TO THE ANTI-TERRORISM AND  
EFFECTIVE DEATH PENALTY ACT OF 1996**

UNITED STATES ATTORNEY'S OFFICE  
FOR THE DISTRICT OF GUAM AND  
THE DISTRICT FOR THE NORTHERN MARIANA ISLANDS

I hereby certify that as to the following named debtor the requirements of section 3613(a)(1) of Title 18 of the United States Code have been satisfied with respect to the judgment enumerated below, together with all statutory additions; and that the lien or Judgment was recorded on **July 17, 2002**, as File No. **02-1474**, and on **May 4, 2005**, as File No. **05-1348**, are hereby authorized to make notation on the books to show the release of said lien, insofar as the lien relates to the following imposition.

Name of Defendant: Epitacio L. Lumactod  
SSN: [REDACTED]  
SSN: [REDACTED]  
DOB: [REDACTED]

Residence: Koblerville  
Saipan, MP 96950  
Mailing: P.O. Box 503800  
Saipan, MP 96950


Court Imposing Judgment: U.S. District Court for the Northern Mariana Islands

Court Number: CR 00-00018

Amount of Judgment: \$100.00 special assessment + \$30,000.00 Fine + Cost of Probation

Place of filing: NMI

WITNESS my hand at Hagåtña, Guam, on this, 10th day of May, 2005.

  
MARIVIC P. DAVID  
Assistant U.S. Attorney

A TRUE COPY

Certified this 23rd day of May 2005  
By [Signature]  
(Deputy Clerk)

